



## DECLARATION AND POWER OF ATTORNEY FOR UTILITY OR DESIGN PATENT APPLICATION

(37 CFR 1.63)

Declaration
Submitted
With Initial
Filing

□ Declaration

Submitted After Initial Filing (surcharge (37 CFR 1.16(a))

required

| Attorney Docket No.:  | BLP 128.1        |  |  |
|-----------------------|------------------|--|--|
| First Named Inventor: | Paul R. Stonikas |  |  |
|                       |                  |  |  |

COMPLETE IF KNOWN

Application Number: 09/892,137

Filing Date: June 26, 2001

Group Art Unit: 2643

Examiner Name: Not assigned

As a below-named inventor, I hereby declare that:

JAN 1 6 2002

My residence, post office address, and citizenship are as stated below next to my name.

Technology Center 2600

I believe I am the original, first, and sole inventor (if only one name is listed) or an original, first and joint inventor (if plural names are listed) of the subject matter which is claimed and for which a patent is sought on the invention entitled: **Compressible Hearing Aid**, the specification of which:

- □ is attached hereto; or
- was filed on <u>June 26, 2001</u> application Serial No. <u>09/892,137</u> and was amended on <u>(if applicable).</u>

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose all information which is material to patentability as defined in 37 CFR. 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or any PCT international application having a filing date before that of the application on which priority is claimed.

| Prior Foreign       | Country | Foreign Filing Date<br>(MM/DD/YYY) | Priority Not<br>Claimed | Certified Copy Attached? |    |
|---------------------|---------|------------------------------------|-------------------------|--------------------------|----|
| Application Numbers |         |                                    |                         | YES                      | NO |
|                     |         |                                    |                         | 0                        | 0  |
|                     |         |                                    | 0                       |                          |    |
|                     |         |                                    |                         | 0                        |    |

Additional foreign application numbers are listed on a supplemental priority data sheet attached hereto.

I hereby claim the benefit of any United States application(s) listed below.

| Application Number(s) | Filing Date   |  | Additional andication with the second  |
|-----------------------|---------------|--|--|
| 60/215,001            | June 29, 2000 |  | Additional application numbers are listed on a supplemental priority data sheet attached hereto. |

The undersigned hereby authorizes the U.S. attorney(s) or agent(s) named herein to accept and follow instructions from the assignee, if any, of the undersigned or from <u>None</u> as to any action to be taken in the Patent and Trademark Office regarding this application without direct communication between the U.S. attorney(s) or agent(s) and the undersigned. In the event of a change in the persons from whom instructions may be taken, the U.S. attorney(s) or agent(s) named herein will be so notified by the undersigned.

As a named inventor, I hereby appoint the following registered practitioner(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

| Lawrence J. Chapa   | Reg. No. 39,135 | Martin L. Katz    | Reg. No. 25,011 | Keith V. Rockey | Reg. No. 24,713 |
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| H. Vincent Harsha   | Reg. No. 18,045 | Lisa V. Mueller   | Reg. No. 38,978 | Paul M. Vargo   | Reg. No. 29,116 |
| Allen J. Hoover     | Reg. No. 24,103 | Paul M. Odell     | Reg. No. 28,332 | Ŭ               | ,               |

whose mailing address for this application is: ROCKEY, MILNAMOW & KATZ, LTD.

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I hereby declare that all statements made herein of my knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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